

HOUSE BILL 910  
By Patton

AN ACT to amend Tennessee Code Annotated, Title 71, Chapter 5, relative to the TennCare program.

BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF TENNESSEE:

SECTION 1. Tennessee Code Annotated, Title 71, Chapter 5, is amended by adding the following language as a new, appropriately designated section:

(a) The title of this section is, and may be cited as, the “TennCare Clean Claims Act”.

(b) As used in this section, unless the context otherwise requires:

“TennCare clean claim” means a TennCare provider claim for payment on goods and/or services rendered to a TennCare enrollee, provided the claim possesses no defect, impropriety or unusual circumstance requiring special treatment that reasonably prevents the TennCare managed care organization or behavioral health organization from making timely payment on the claim. “TennCare clean claim” does not include TennCare provider claims for periodic payments made exclusively on a capitated basis.

(c) Payment for a TennCare clean claim shall be issued, mailed or otherwise transmitted by a TennCare managed care organization or behavioral health organization within the thirty (30) calendar day period following the date on

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which the goods and/or services were rendered to the TennCare enrollee by the TennCare provider.

(d) If payment for such claim is not issued, mailed or otherwise transmitted by such organization within such thirty (30) calendar day period, then the TennCare managed care organization or behavioral health organization shall owe interest on the claim which shall be paid to the TennCare provider at the average prime loan rate (or the average short-term business loan rate, however denominated), as published by the board of governors of the Federal Reserve System, for the period beginning on the day after such thirty (30) calendar day period and ending on the date on which payment for such claim is actually made to such provider by such organization.

SECTION 2. This act shall take effect upon becoming a law, the public welfare requiring it, and shall apply to TennCare contracts entered into or renewed on or after such date.